# J. Ashley Cooper

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September 27, 2019

#### Via Hand Delivery

Jocelyn G. Boyd Chief Clerk/Administrator **Public Service Commission of South Carolina** Post Office Drawer 11649 Columbia, SC 29211

> Re: Eastover Solar LLC - Joint Motion to Withdraw Motion to Maintain Status **Quo and Request for Confidential Treatment** Docket Numbers 2018-401-E and 2019-51-E

Dear Ms. Boyd:

Dominion Energy South Carolina, Inc. ("DESC") (formerly South Carolina Electric & Gas) and Eastover Solar LLC ("Solar Developer") hereby file with the Public Service Commission of South Carolina (the "Commission") the enclosed Joint Motion to Withdraw Motion to Maintain Status Quo (the "Joint Motion").

Solar Developer entered into an Interconnection Agreement ("IA") with DESC on November 13, 2018. On January 24, 2019, Solar Developer filed a Motion to Maintain Status Quo and a Request for Modification in Docket No. 2019-51-E (the "Eastover Docket"). The Motion to Maintain Status Quo related to certain provisions of the IA. By Commission order, the Eastover Docket was consolidated with Docket No. 2018-401-E on February 11, 2019. On September 25, 2019, the Commission issued Order No. 2019-689 (the "Order") approving a Settlement Agreement (the "Settlement") between DESC and Solar Developer which amicably resolved the issues pertaining to the Motion to Maintain Status Quo. Accordingly, DESC and Solar Developer now wish to withdraw the Motion to Maintain Status Quo by filing the Joint Motion.

However, due to the commercially sensitive and proprietary nature of the Settlement, as well as the highly competitive nature of the industry in which Solar Developer and DESC operate, DESC and Solar Developer have agreed to keep the terms of the Settlement confidential. Indeed, the Commission approved a request by DESC and Solar Developer to file the Settlement under seal. In accordance with the terms of the Settlement, DESC and Solar Developer now respectfully request that the Commission treat the Joint Motion in a similar manner by finding that the Joint Motion contains protected information and issue a protective order barring the disclosure of the Joint Motion under the Freedom of Information Act, S.C. Code Ann. §§ 30-4-10 et seq., S.C. Code Ann. Regs. 103-804(S)(1), or any other provision of

law. Pursuant to S.C. Code Ann. Regs. 103-804(S)(2), the determination of whether a document may be exempt from disclosure is within the Commission's discretion.

To this end, and in accordance with Commission Order No. 2005-226, dated May 6, 2005, in Docket No. 2005-83-A, we enclose with this letter a redacted version of the Joint Motion that protects the sensitive information from disclosure, while making available for public viewing non-protected information. We also enclose a copy of the unredacted Joint Motion in a separate, sealed envelope and respectfully request that, in the event that anyone should seek disclosure of this unredacted version, the Commission notify DESC of such request and provide it with an opportunity to obtain an order from this Commission or a court of competent jurisdiction protecting the Joint Motion from disclosure.

Enclosed are the following:

- 1. A true and correct copy of the original Joint Motion in a sealed envelope marked "CONFIDENTIAL." Each page of the Joint Motion is also marked "CONFIDENTIAL."
- 2. Ten (10) copies of a redacted copy of the Joint Motion for filing and public disclosure.

By copy of this letter, we are providing the South Carolina Office of Regulatory Staff ("ORS") with a redacted copy of the Joint Motion for its records. Additionally, DESC will make the original, unredacted copy of the Joint Motion available to ORS for its review.

In conclusion, DESC and Solar Developer have amicably resolved the issues related to the Motion to Maintain Status Quo via the Settlement. DESC and Solar Developer come now with the Joint Motion contemplated thereby and request confidential treatment of the same. Thank you for your assistance and consideration of this matter. If you have any questions, please do not hesitate to contact me at your convenience.

Sincerely.

J. Ashley Cooper

JAC:hmp

cc: (Via Electronic Mail) Richard L. Whitt

Jenny R. Pittman

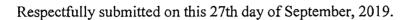
### BEFORE THE

### PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKET NO. 2018-401-E

DOCKET N	0. 2019-51-E	_
IN RE: Request of Eastover Solar LLC for Modification of Interconnection Agreement with South Carolina Electric & Gas Company	SEP 27 F PUBLIC S COMMISS	

Eastover Solar LLC ("Eastover") and Dominion Energy South Carolina, Inc. (formerly South Carolina Electric & Gas Company) ("DESC") jointly, and without objection from the Office of Regulatory Staff, submit this Joint Motion to Withdraw Motion to Maintain Status Quo (the "Joint Motion")



[SIGNATURE BLOCK APPEARS ON FOLLOWING PAGE]

## Respectfully Submitted,

s/ J. Ashley Cooper

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